IN THE UNITED STATES DISTRICT COURT FOR THE WESTERN DISTRICT OF VIRGINIA ROANOKE DIVISION

CLERK'S OFFICE U.S. DIST. COURT AT ROANOKE, VA FILED OCT 18 2006

N F. GORCORAN. CLEF

ALVIN C. SMITH,	BY: J. B. Migr DEPUTY C	K‡
Plaintiff,) Civil Action No. 7:06cv00569	
v.) <u>FINAL ORDER</u>	
DR. OHAI, <u>et al</u> .,) By: Samuel G. Wilson	
Defendant.) United States District Judge	

In accordance with the Memorandum Opinion entered this day, it is hereby **ORDERED** and **ADJUDGED** that this action is **DISMISSED** pursuant to 28 U.S.C. § 1915A(b)(1), all other pending motions are hereby **DENIED** as **MOOT**, and this matter is **STRICKEN** from the active docket of the court.

The Clerk of the Court is directed to send certified copies of this Order and accompanying Memorandum Opinion to the plaintiff and counsel of record for the defendants, if known.

ENTER: This /// day of October, 2006.

United States District Judge